

Appln. No. 10/772,735

Amendment dated: Nov. 3, 2004

Reply to Office Action dated: Sept. 8, 2004

Remarks/Arguments

These remarks are in response to the Office Action dated September 8, 2004. This reply is timely filed. At the time of the Office Action, claims 1-34 were pending in the application. All pending claims have been rejected under the judicially created doctrine of obviousness-type double patenting. The rejections are set out in more detail below.

I. Double Patenting

Claims 1-3 and 16-34 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-23 of U.S. Patent No. 6,723,273 B2.

Claims 4-7 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-23 of U.S. Patent No. 6,723,273 B2 in view of U.S. Patent No. 4,188,314 to Fox, et al.

Claims 10-11 and 14-15 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-23 of U.S. Patent No. 6,723,273 B2 in view of U.S. Patent No. 4,769,437 to Blount.

Claims 8-9 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-23 of U.S. Patent No. 6,723,273 B2 in view of U.S. Patent No. 5,650,477 to Parodi, et al.

Claims 12-13 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-23 of U.S. Patent No. 6,723,273 B2 in view of U.S. patent No. 3,993,828 to McCorsley, III.

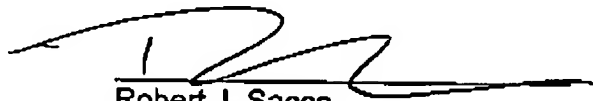
In response to the Examiner's rejection Applicants submit herewith a terminal disclaimer which complies with 37 C.F.R. 1.321(c) and overcomes the Examiner's obviousness-type double patenting rejection of claims 1-34. Applicants further submit herewith a statement pursuant to 37 CFR 3.73(b). Please charge Deposit Acct. No. 60-2884 in the amount of \$55.00 for the Terminal Disclaimer pursuant to 37 CFR §1.20(d). In view of the Terminal Disclaimer submitted herewith, Applicants respectfully request that the Examiner's double patenting rejection be withdrawn.

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Applicants believe that all pending claims in this application are now in condition for allowance. Accordingly, prompt reconsideration and allowance is respectfully requested.

Respectfully submitted,

11/3/04
Date


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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: COMPOSITE INNOVATIONS, INC.Application No./Patent No.: 10/772,735 Filed/Issue Date: February 5, 2004Entitled: RF DELAY LINES WITH VARIABLE DISPLACEMENT FLUIDIC DIELECTRICCOMPOSITE INNOVATIONS, INC., a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014602, Frame 0408, or for which a copy thereof is attached.

OR

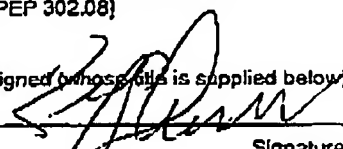
- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



 Signature

10/30/04

 Date

Keith Johnson

 Printed or Typed Name

321-255-0399

 Telephone Number

President

 Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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